



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2009 Biennium

Bill #	HB0187
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Title:	Increase jury duty pay
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Primary Sponsor:	Jopek, Mike
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Status:	As Introduced
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| <input checked="" type="checkbox"/> Significant Local Gov Impact | <input checked="" type="checkbox"/> Needs to be included in HB 2 | <input type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

	<u>Difference</u>	<u>Difference</u>	<u>Difference</u>	<u>Difference</u>
Expenditures:				
General Fund	\$214,812	\$286,418	\$286,418	\$286,418
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance	<u>(\$214,812)</u>	<u>(\$286,418)</u>	<u>(\$286,418)</u>	<u>(\$286,418)</u>

Description of fiscal Impact:

This bill increases fees paid to jurors. The amount of the fee increase essentially doubles the current fees paid to jurors. The Judicial Branch pays jury fees in all district court criminal cases and all district court civil matters per 3-5-901, MCA. The rate increase is estimated to double the general fund expenditures paid by the Judicial Branch for jury fees in district court cases.

FISCAL ANALYSIS

Assumptions:

1. This bill increases jury fees in courts of record and in courts not of record.
2. Fees increase from \$12 to \$25 per day for attendance before any court of record and from \$13 to \$25 additional per day for jurors selected for a case. Total cost per day for a serving juror is \$50 (\$25 for attendance and an additional \$25 for selection).
3. The Judicial Branch pays jury fees in all district court criminal cases and all district court civil matters per 3-5-901, MCA. District courts are all courts of record.
4. If passed, this bill will apply to jury members chosen after October 1, 2007.
5. Actual jury fee expenditures paid by the Judicial Branch in fiscal years 2004, 2005 and 2006 are \$296,162, \$306,154, and \$256,938 respectively.
6. The average jury fee expenditure for the three years is \$286,418 ($\$296,162 + \$306,154 + \$256,938 = \$859,254 / 3 \text{ years}$)

7. Jury fee expenditures are estimated to increase by \$214,812 in FY 2008. This estimate, which reflects 9 months of the increased rate, is based on a pro-rated average of actual jury fee expenditures paid in fiscal years 2004, 2005 and 2006 ($\$286,418 / 12 \text{ months} = \$23,868 \text{ per month} * 9 \text{ months} = \$214,812$).
8. Jury fees expenditures are estimated to increase by \$286,418 in each FY 2009, 2010 and 2011. This estimate, which reflects a full 12 months, is based on average jury fee expenditures incurred in fiscal years 2004, 2005, and 2006.

	<u>FY 2008 Difference</u>	<u>FY 2009 Difference</u>	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>
<u>Fiscal Impact:</u>				
<u>Expenditures:</u>				
Operating Expenses	\$214,812	\$286,418	\$286,418	\$286,418
<u>Funding of Expenditures:</u>				
General Fund (01)	\$214,812	\$286,418	\$286,418	\$286,418
<u>Revenues:</u>				
General Fund (01)	\$0	\$0	\$0	\$0
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>				
General Fund (01)	(\$214,812)	(\$286,418)	(\$286,418)	(\$286,418)

Effect on County or Other Local Revenues or Expenditures:

1. County and local governments are responsible for jury fees in courts not of record. This 200% increase in jury fees may have a significant impact to county and local governments.

Sponsor's Initials_____
Date_____
Budget Director's Initials_____
Date